

REMARKS

This amendment is filed in response to the Office Action mailed 12/3/2002. A petition to extend the time for response is filed concurrently herewith.

The rejection of claims 1-17 under 35 U.S.C. 102(e) as being anticipated by Korenman is traversed. It is a well known principle of patent law that in order for a reference to anticipate, it must disclose each element of the claims against which it is cited. Clearly, Korenman cannot anticipate claims 1-17 because it does not disclose the element that the set of images chosen by an individual to show to oneself are based on a personalized image profile. In Korenman, the images shown to the individual, such as the visual or pictorial representation of the physiological condition being treated are not based on an individual's personalized image profile. Rather, the images are pre-selected by other than the individual and programmed into the computer. "The program which controls the graphic display on the screen" (Col. 5, lines 24-25). "To put the invention into effect, it is necessary to have computer apparatus arranged to provide a visual output under control of a program" (Col. 6, lines 25-27).

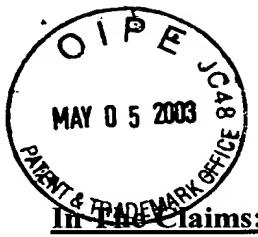
Clearly, claims 1-17 are novel and nonobvious over the cited references and should be allowed. Speedy allowance is therefore solicited.

Attached hereto is a marked-up version of the changes made to the specification and claims by the current amendment. The attached page(s) is captioned "**Version With Markings To Show Changes Made.**"

Respectfully submitted,

  
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**Version With Markings To Show Changes Made**

**In Part Claims:**

Claim 1 has been amended as set forth below:

1. (Twice Amended) Apparatus for facilitating management by an individual of a physiological and/or psychological state of said individual using images comprising:

a display for a set of images allowing an individual to show [to the individual] a set of images chosen by the individual to one's self wherein said set of images are based on a personalized image profile; and

a device for allowing said individual to choose images from said set of images which provide a preferred response for said individual, wherein said chosen images provide common measurable physiological response characteristics which define a personalized image response profile for said individual.

Claim 3 has been amended as set forth below:

3. (Twice Amended) Apparatus for helping an individual manage his/her psychological and/or physiological state, comprising:

a first device for allowing an individual to expose a set of [images] stimuli chosen by the individual to one's self wherein said set of stimuli are based on a personalized stimuli profile;

a second device for measuring a physiological state of the individual as the individual is exposed to said set of stimuli; and

a third device for recording stimuli from said set of stimuli which provide a preferred response based on the measured physiological state of the individual.

Claim 12 has been amended as set forth below:

12. (Twice Amended) Apparatus for facilitating management by an individual of a psychological and physiological state of said individual using images, comprising:

a display for allowing an individual to show a first set of images chosen by the individual to one's self wherein said set of images are based on a personalized image profile;

a first device for measuring a physiological state of the individual as the individual views the first set of images; and

a second device for recording images from said first set of images which provide a preferred response based on the measured physiological state of the individual, and for creating a personalized preferred image response profile that defines preferred characteristics which are representative of common characteristics of the recorded preferred images.